

Training and Evaluation Outline Report

Task Number: 71-8-7328

Task Title: Provide Support for War Crimes Courts and Tribunals (Brigade - Corps)

Distribution Restriction: Approved for public release; distribution is unlimited.

Destruction Notice: None

Foreign Disclosure: FD1 - This training product has been reviewed by the training developers in coordination with the Fort Leavenworth foreign disclosure officer. This training product can be used to instruct international military students from all approved countries without restrictions.

Supporting Reference(s):

Step Number	Reference ID	Reference Name	Required	Primary
	ADRP 3-07	Stability	Yes	No
	ATP 3-07.5	Stability Techniques	Yes	Yes
	FM 1-04	Legal Support to the Operational Army	Yes	No

Condition: The command receives a mission order from higher headquarters and the commander issues guidance on the support of war crimes courts and tribunals. The command establishes communications with subordinate and adjacent units, and higher headquarters. The mission command system is operational and processing information. This task should not be trained in MOPP 4.

Standard: The staff provides support to war crimes courts and tribunals. The staff coordinates the provision of a secure environment for daily judicial and investigative activities, establishes an atrocity and war crimes reporting system, documents and preserves evidence of war crimes and mass atrocities, and assists in investigation, arrest, and transfer of suspects to the international courts in accordance with the commanders intent, orders from higher, and international law.

Safety Risk: Low

Task Statements

Cue: None

DANGER

Leaders have an inherent responsibility to conduct Risk Management to ensure the safety of all Soldiers and promote mission accomplishment.

WARNING

Risk Management is the Army's primary decision-making process to identify hazards, reduce risk, and prevent both accidental and tactical loss. All Soldiers have the responsibility to learn and understand the risks associated with this task.

CAUTION

Identifying hazards and controlling risks across the full spectrum of Army functions, operations, and activities is the responsibility of all Soldiers.

Remarks: None

Notes: Note: Task content last update: 5 Dec 2014

TASK STEPS

1. The staff plans and supports war crimes courts and tribunals during the initial phase of operations by:

a. Coordinating facilities to secure prisoners suspected of war crimes that provide:

- (1) Nourishment.
- (2) Health care consistent with international legal standards.
- (3) Religious observance opportunities.
- (4) Individual and group counseling areas.
- (5) Monitored safe cells.
- (6) Segregation areas for vulnerable prisoners.
- (7) Visiting areas.
- (8) Exercise facilities where feasible.
- (9) A trained guard force.
- (10) Secure forensics facilities and evidence storage.
- (11) Record-keeping and publication capability.
- (12) Facilities that meet international standards for the treatment of prisoners.

b. Establishing an atrocity reporting system.

- (1) Establish reporting procedures that safeguard witnesses and build popular confidence in the system.
- (2) Establish mechanisms to compile, secure and catalog reports.
- (3) Protect evidence.
- (4) Train personnel to conduct refugee interviews.
- (5) Train personnel to work with traumatized people.

c. Recording and preserving evidence of mass atrocities.

- (1) Establish a manual reporting and record-keeping system, if an automated system is not available.
- (2) Coordinate to secure forensics and evidence collection facilities.
- (3) Confirm proper collection, preservation, and handling of evidence and crime scene investigation in accordance with formalized rules of evidence.
- (4) Manage and process evidence in accordance with host-nation (HN) and international legal standards.

(5) Facilitate interviewing witnesses and prepare court documents in accordance with HN and international legal standards.

d. Publishing progress reports.

(1) Provide the local population and government with information.

(2) Provide information to superiors and policy makers in a quantifiable manner.

(3) Provide the Commander with reports of indictments and charges.

2. The staff coordinates the transformation phase by:

a. Facilitating investigations of suspected war criminals.

(1) Coordinate with appropriate personnel and organizations to assist with the investigative process.

(2) Implement intelligence sharing mechanisms.

(3) Verify compliance with legal standards regarding prisoner treatment and handling of evidence.

(4) Maintain chain of custody documents to preserve potential prosecutions in a court of law.

(5) Confirm that soldiers adhere to the proper standards for treatment of prisoners including the lawful methods of interrogation by personnel authorized to conduct interrogations.

(6) Verify that prisoner transfers to outside agencies or governments comply with U.S. law and regulation as well as international legal standards.

(7) Provide training to HN armed forces, justice, and police personnel on human rights standards and reporting requirements for violations of human rights.

b. Coordinating witness protection.

(1) Verify implementation of a witness security program.

(2) Verify humane treatment in accordance with international standards.

(3) Plan and prepare for the use of force in maintaining order and security of the court facilities.

(4) Coordinate relocation when necessary.

c. Facilitating proper media access.

(1) Provide support for the rule of law in the civil society through increased media coverage and raising public awareness.

(2) Provide civil organizations to engage with the media to cover security and justice issues.

(3) Facilitate the media effort and expedite the flow of complete, accurate, and timely information.

3. The staff coordinates transfer of responsibilities to the HN.

- a. Continues to monitor that HN publishes and disseminates all court records and decisions in relevant languages.
- b. Continues to report progress.
- c. Continues to assist as necessary.

(Asterisks indicates a leader performance step.)

PERFORMANCE MEASURES	GO	NO-GO	N/A
1. The staff planned and supported war crimes courts and tribunals during the initial phase.			
2. The staff coordinated the transformation phase.			
3. The staff coordinated transfer of responsibilities to the HN.			

TASK PERFORMANCE / EVALUATION SUMMARY BLOCK							
ITERATION	1	2	3	4	5	M	TOTAL
TOTAL PERFORMANCE MEASURES EVALUATED							
TOTAL PERFORMANCE MEASURES GO							
TRAINING STATUS GO/NO-GO							

ITERATION: 1 2 3 4 5 M

COMMANDER/LEADER ASSESSMENT: T P U

Mission(s) supported: None

MOPP 4: Never

MOPP 4 Statement: None

NVG: Never

NVG Statement: None

Prerequisite Collective Task(s):

Step Number	Task Number	Title	Proponent	Status
	71-8-5110	Plan Operations Using the Military Decision Making Process (Battalion - Corps)	71 - Combined Arms (Collective)	Approved

Supporting Collective Task(s):

Step Number	Task Number	Title	Proponent	Status
	71-8-4233	Provide International Law Support (Brigade - Corps)	71 - Combined Arms (Collective)	Approved
	71-8-5115	Provide Operational Law Support (Battalion - Corps)	71 - Combined Arms (Collective)	Approved

Supporting Individual Task(s):

Step Number	Task Number	Title	Proponent	Status
	150-IPO-0010	Plan Deliberate Soldier and Leader Engagement	150 - Combined Arms (Individual)	Approved

Supporting Drill Task(s):

Step Number	Drill Number	Drill Title	Drill Type	Proponent	Status
	19-5-D0117	Perform a Hasty Evacuation of an Armored Vehicle	Battle Drill	19 - Military Police (Collective)	Approved
	55-3-D0019	Convoy Breaks Contact With Enemy Forces	Battle Drill	55 - Transportation (Collective)	Approved

Supported AUTL/UJTL Task(s):

Task ID	Title
ART 7.3.2.7	Support War Crimes Courts and Tribunals

TADSS

Step ID	TADSS ID	Title	Product Type	Quantity
No TADSS specified				

Equipment (LIN)

Step ID	LIN	Nomenclature	Qty
No equipment specified			

Materiel Items (NSN)

Step ID	NSN	LIN	Title	Qty
	7010-01-443-2309		Computer System, Digital: AN/TYQ-45A	1

Environment: Environmental protection is not just the law but the right thing to do. It is a continual process and starts with deliberate planning. Always be alert to ways to protect our environment during training and missions. In doing so, you will contribute to the sustainment of our training resources while protecting people and the environment from harmful effects. Refer to FM 3-34.5 Environmental Considerations and GTA 05-08-002 ENVIRONMENTAL-RELATED RISK ASSESSMENT. .

Safety: In a training environment, leaders must perform a risk assessment in accordance with ATP 5-19, Risk Management. Leaders will complete the current Deliberate Risk Assessment Worksheet in accordance with the TRADOC Safety Officer during the planning and completion of each task and sub-task by assessing mission, enemy, terrain and weather, troops and support available-time available and civil considerations, (METT-TC). Note: During MOPP training, leaders must ensure personnel are monitored for potential heat injury. Local policies and procedures must be followed during times of increased heat category in order to avoid heat related injury. Consider the MOPP work/rest cycles and water replacement guidelines IAW FM 3-11.4, Multiservice Tactics, Techniques, and Procedures for Nuclear, Biological, and Chemical (NBC) Protection, FM 3-11.5, Multiservice Tactics, Techniques, and Procedures for Chemical, Biological, Radiological, and Nuclear Decontamination. .